

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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|------------------|--------------------------------|---|---------------------------|
| Application No.: | 09/745,023                     | § |                           |
| Filed:           | December 20, 2000              | § | Examiner: Kang, Insun     |
| Inventor(s):     |                                | § | Group/Art Unit: 2193      |
|                  | Ram Kudukoli, Robert Dye, Paul | § | Atty. Dkt. No: 5150-44100 |
|                  | F. Austin, Lothar Wenzel, and  | § |                           |
|                  | Jeffrey L. Kodosky             | § |                           |
| Title:           | SYSTEM AND METHOD              | § |                           |
|                  | FOR                            | § |                           |
|                  | PROGRAMMATICALLY               | § |                           |
|                  | GENERATING A                   | § |                           |
|                  | GRAPHICAL PROGRAM              | § |                           |
|                  | IN RESPONSE TO                 | § |                           |
|                  | PROGRAM                        |   |                           |
|                  | INFORMATION                    |   |                           |

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**TERMINAL DISCLAIMER TO OBVIATE A DOUBLE PATENTING REJECTION OVER  
THREE PRIOR PATENTS**

Dear Sir or Madam:

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2. As sole owner in the captioned application, National Instruments Corporation hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the captioned application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. §154 to §156 and §173, as presently shortened by any terminal disclaimer, of prior U.S. Patent Nos. 7,000,190; 7,120,876 and 7,159,183.
  
3. National Instruments Corporation hereby agrees that any patent so granted on the captioned application shall be enforceable only for and during such period that it and the prior patents are commonly owned. This agreement runs with any patent granted on the captioned patent application and is binding upon the grantee of such patent, and its or his successors or assigns.

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The Commissioner is authorized to charge any fees which may be required to Meyertons, Hood, Kivlin, Kowert & Goetzel PC Deposit Account No. 501505\5150-44100/JCH.

Date: January 23, 2007

By: /Mark S. Williams/

Mark S. Williams, Reg. #50658  
Agent of Record